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PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of:

Attorney Docket No.: 2950.08US02

Reitz et al.

Confirmation No.: 5465

Application No.: 09/266,202

Examiner: K. S. Lee

Filed: March 10, 1999

Group Art Unit: 2832

For: ZINC OXIDE PARTICLES

NOTICE OF APPEAL

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In accordance with 37 C.F.R. § 1.191, Applicant hereby appeals to the Board of Appeals from the Office Action mailed April 21, 2004, finally rejecting claims 1-5, 7-9 and 25-30 in the above-identified patent application. The Commissioner is authorized to charge to Deposit Account No. 16-0631 the \$165.00 Notice of Appeal fee, overpayments or additionally required fees for a small entity.

Respectfully submitted,

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Please grant any extension of time necessary for entry; charge any fee due to Deposit Account No. 16-0631.

CERTIFICATE OF FACSIMILE TRANSMISSION

I hereby certify that this paper is being transmitted by facsimile to the U.S. Patent and Trademark Office, Fax No. 703-872-9306 on the date shown below thereby constituting filing of same.

August 17, 2004

Date

Peter S. Dardi